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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 7/12/06

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID LEON GARCIA,

Defendant.

No. CR 05-00342-RMW

STIPULATION AND ORDER
RESCHEDULING SENTENCING
HEARING

Because the United States Probation Office has not yet completed the draft Presentence Report (PSR) in this case, IT IS HEREBY STIPULATED between the parties and based upon such stipulation it is hereby ordered, that the defendant's sentencing hearing, currently scheduled for Monday, July 24, 2006 at 9:00 a.m. be continued and a new sentencing hearing date of Monday, October 23, 2006 at 9:00 a.m. is hereby set.

It is so stipulated.

Dated: 7/6/06

/S/
JOHN N. GLANG
Assistant U.S. Attorney

1 It is so stipulated:

2 Dated: ____07/7/06____

____/S/____
ROBERT W. LYONS, ESQ.
Attorney for David Leon Garcia

5 It is so ORDERED:

6 Dated: __7/12/06__

____/S/ RONALD M. WHYTE____
RONALD M. WHYTE
United States District Judge